NUMBER 268

FIFTY-SECOND YEAR

SATURDAY, SEPTEMBER 27. 1902. SALT LAKE CITY, UTAH.

Roy Kaighn Found Guilty.

July Says the Offense Was One of Voluntary Manslaughter -Verdict This Morning - Jurors Deliberated Eight Hours Before Reaching Their Decision-To be Sentenced Oct. 3-How the Defendant Took It.

"We, the jurors, find the deguilty of voluntary

# 1:15 o'clock this morning the jurmafter more than eight hours of depersion as to the guilt or innocence Merrill M. Kaighn, filed into court delivered to Judge Morse the above wellet. The verdict was reached at Moclock, after debating and ballotwon it ever since 5 o'clock yesterday moon, when the case was subsited and the jury was locked up.

FEW WERE THERE. Then the announcement was made at the verdict had been reached, onthe balliffs were in the building. Col. of Mrs. Kaighn and a few of Roy's ands who had waited for the verdict d night, had gone out for lunch and, being notified, they hastened to

hige Morse and the court reporter notified by telephone and reached building about the same time as It was not thought necesto notify the attorneys for either sie so none of them were present when be verdict was rendered. Col. Kaighn whed after the legal interests of his g and had the jury polled as to their

DEFENDANT BROUGHT IN.

beriff Naylor brought the defendant sherin asylor on and when Roy en-ride court room and when Roy en-red he looked pale, nervous and de-ledly worried as to his fate. His hiher and step-mother also evidenced such anxiety as they waited for the ct. When they learned the fate of heir son both were broken-hearted and hars came thick and fast to the eyes

DATE OF SENTENCE.

Alonzo Young was foreman of the and delivered the verdict to the After the verdict had been read ourt, Col. Kaighn asked that jury be polled, which was done, furor answering in the affirmative when asked if that was his Judge Morse then announced that Friing sentence upon the convicted boy. t is said that for two hours nine the jurors held out for a verdict of anslaughter and three for acquital The minority held out strongly for their point, but one by one they joined the majority and agreed to a verdict of intary manslaughter.

PENALTY FOR CRIME.

The penalty to be imposed upon the liver of Willard S. Havnes is imprisoment in the state prison not less tan one year, nor more than 10 years, thich is the penalty fixed by statute for the crime of voluntary manslaught-Col Kaighn stated that he did not

he how such a verdict could be reach-the intimated that a new trial full be asked for, although that point a not yet been definitely decided. HOW ROY TOOK IT.

The defandant took the verdict in a

jury had reached such a verdict he guessed he would have to stand for it. EICHNOR'S CLOSING ARGUMENT,

After the "News" report closed yesterday afternoon District Attorney Elchnor made the closing argument for the state in which he replied with force to the arguments of the attorneys for the defense. He said that the attorneys did not dare to analyze the testimony of Miss Coates in regard to the as-He argued that it carried with it the earmarks of falsehood; that it was entirely too improbable, and if the jury believed it they should not stay out five minutes, but should return a

verdict of acquittal. In regard to the state not producing Mr. Gardner and other witnesses, the district attorney argued that that was all talk, that if the defense wanted those witnesses they could have called them and did not have to wait for the tate to do so. As for the colice gathering evidence in ciminal actions, he maintained that it was their duty to do so, and if they did not do it they would be considered blockheads. Mr. Eichnor strenuously denied the accusation of the attorneys for the defense that he had coached the witnesses in this case and stated that never since he had been prosecuting attorney had he coached a single wit-

As to the boy being insane he said that if he had been a boy of any of the jurors they would have had him ex-amined by the court as to his sanity and would have had him placed under proper restraint. He ridiculed the idea of Miss Coates going to a public ball with defendant, just four days before the shooting, knowing that the boy was considered insane. In closing he told the jury that, if they believed the stories that had been produced by the defense, they should not hesitate a moment but should acquit the boy, but, if on the other hand, they believed that the law had been violated they should return a verdict of guilty regardless of

CHARGE TO THE JURY.

Judge Morse then charged the jury as to the law in the case. His charge contained 33 different points and was clear and comprehensive. He charged that the three defenses presented. namely, insanity, self-defense and justification, were proper defenses could be properly joined. In regard to the plea of insanity, he charged that if there was any doubt as to the boy's sanity a verdict of not guilty should be rendered. Voluntary intoxication, he said, was no excuse for the act, but insanity produced by such causes would excuse the act, just the same as insanity from any other cause. As to self-defense, the court charged that the boy was justified if it appeared that he had reason to believe he was in bodily danger when the shot was fired, and in onsidering that matter he instructed the jury to take into consideration the physical disparity beween the boy and the man whom he shot. On the third Judge Morse charged the jury that Miss Coates was a relative of the defendant within the meaning of the statutes and the plea of justification en account of the alleged assault was a competent plea. The court also charged the jury that if the evidence was not sufficient to find a verdict

murder in the first degree, they could bring in a verdict in a lesser degree. Judge Morse concluded his charge at o'clock and the case was placed in the

my cool manner, and said that as the | hands of the jury.

NUMBER OF PENSIONS IN UTAH.

peid. \$121,600.

drum, \$12.

## REV. MAISON **GETS A FORTUNE**

Nursed a Stranger to Health and

SHARE IN A BIG GOLD MINE

Is Liberally Rewarded.

It is Said the Same is Fully Worth A Million Dollars - His Diocese Changed.

(Special to the "News.") Middletown, N. Y., Sept. 2 .- Rev. W. E. Maison and wife, formerly of an Episcopal church at Ogden, Utah, have come into possession of a large fortune. Maison was asked to visit a stranger who was ill in an Ogden hotel. The patient's condition was such that his physician declared death would result unless he had greater quiet and better care than the hotel afforded. With none other to care for him, Mr. Maison and his wife took the stranger into their comfortable home and nursed him back to health. Grateful for the care he had received, the rector's guest of-fered to pay him and his wife, but all recompense was declined and the stranger departed. Not long after Mr. Maison and his wife discovered that they were large stockholders in a prom-

It is said that Mr. and Mrs. Maison and his wife have already refused an offer of \$1,000,000 for their interest in the mine, and that an algologood. Mr. has just been sold for \$1,000,000. Mr. Malson has been transferred temthe mine, and that an adjoining mine porarily to the diocese of Mis-souri, where he will be able to devote more time to the development of

OGDEN'S DAILY BUDGET.

Request of State Educators Refused-Young Men's Convention.

(Special to the "News.") Ogden, Sept. 27 .- At a meeting of the board of education held last evening a communication was recieved from Supt. Nelson and Prof. W. M. Stewart, president of the State Teachers' association, asking that the board grant the teachers of Ogden a week's vacation immediately preceding the Christmas holi-days, so that the state convention of teachers might be held at that time. After considering the matter, the board decided to refuse the request. In view of this action it is supposed the convention will be held during the winter

holidays as usual. YOUNG MEN'S CONVENTION. The Y. M. M. I. A. of the Weber Stake will be held in the Ogden Tabernacle tomorrow (Sunday). Three meetings will be haid at 10 2, m, and 2, and 7:30 p. m. respectively. The first two will be more particularly for officers and members of the association, and the evening session will be for the general public At the evening meeting H. S. Tanner of the general board will deliver an address, and Prof. Chas. Kent and C. P.

Ferrin will sing solos. CHOIR PRACTICE.

A special practice of the Ogden tabtomorrow afternoon, and Prof. Ballantyne requests all members to be pres ent, as some of the music to be rendered at the testimonial to Miss Luella Ferrin is to be practiced. The testi-monial will be given in about two

DISTINGUISHED REPUBLICAN. Congressman C. E. Littlefield of Maine and his wife were in Ogden this morning and visited Major Littlefield of this city. The distinguished visitor went down to Salt Lake City, and Maj. Littlefield and wife and Dr. Condon will be his guests at Salt Lake this

TO STUMP FOR REPUBLICANS. John Bowman, who has been a deputy sheriff under Sheriff Lane for the past few months, has tendered his resignation. He has received a call to go on the stump for the Republican party this fall, which call he has accepted, and will proceed to Davis county at once to commence his political work. Although Mr. Bowman is only 24 years of age, he is one of the brightest and most capable public speakers in the county.

CITY RESERVOIR SITE. Conncil Committee to Make a Tour of Inspection Tomorrow.

The council special committee on reservoir site will make a tour of inspection of the Gordon water right in Big Cottonwood tomorrow. At the council meeting on Monday night J. P. Cahoon and others, as agents for the owners of the water right, submitted a proposition to either sell or lease the same to the city. It is with a view of opening up negotiations for the purchase of the water that the committee will visit the same tomorrow, and, if satisfactory arrangements can be made and the closed, the city's supply of water from mountain streams will be increased to just about twice its present supply.

es to a Well Earned Rest.

Saint to the last, and leaves numerous relatives and friends to mourn her

Funeral services will be held in the Fourth ward meetinghouse on Tuesday, Sept. 30, at 11 o'clock a. m. Friends are

NATIONAL GUARD ORDER.

from National Guard headquarters: blue flannel shirts, will return the same immediately to the acting quartermaster of the Armory in Salt Lake City, accompanied with invoices in du-plicate. Commanding officers of organ-izations located outside of Salt Lake

cles for shipment and forward same by Adjutant General.

THE TUNNICLIFF ESTATE. Certified Copy of Will Filed in the

A certified copy of the will of D. G. Tunnicliff, deceased, who died at Macomb, Iil., on Dec. 20, 1901, and the petition of George D. Tunnicliff, asking that the will be admitted to probate in this county and that he be appointed executor of the estate according to the ovisions of the will, were filed in he county clerk's office today. estate consists of real property in this state valued at about \$40,000, the discription of which is not mentioned in the petition. Also certain real and personal property in Macomb, Ill., valued at about \$10,000. The heirs to the estate are the widow of deceased and seven children, all of whom reside in Illinois and Oklahoma. The petition for the probate of the will will be heard by

Probate Court.

Judge Hall on Friday, Oct. 10, 1902, CUSTODY OF STOVER CHILDREN.

In the divorce case of Clarinda B. Stover vs. James A. Stover, Judge Stewart today entered an order granting the custody of the four minor children to plaintiff and directing defend-ant to pay plaintiff \$25 per month as permanent alimony for the support of the children, and also \$56.70 for court

# STATE FAIR OPENS ON TUESDAY. LITTLEFIELD

Elaborate Preparations Point to One of the Most Successful Fairs in Utah's History-The Race Meet and What Lovers of Speedy Horse-flesh May Expect-Exhibits Being Placed.

of the grand stand are the lunch room

everything that could be desired has been done for the accommodation of

the horsemen. There were 20 horses of the track the past week, including nin

clonging to James Hansen, seven beinging to John McCoy and others be

onging to Joe Natrez, Frank Wilson and Jack Roberts. Others were to come

a few days later from Calder's park track, and a carload of racers from

here are convenient watering roughs, large scales, etc. The total

o 290. These are arranged mostly in

lighted with electricity, and the longer row imendiately within the west and north fences. At the rear of the shorter roware duplicate pens for sheep

and swine, and just to the east is a large shed containing extensive and

well arranged pens for poultry. The general watering and feeding arrange-

OTHER CONVENIENCES.

There are retiring conveniences suit

ably and conveniently located. The

grounds are spacious and large enough for the wants of the society and the

fair for years to come, and as each year additions of various kinds will be

made, in the course of five or six years, the old Agricultural park will

become one of the great attractions of this part of the country. Several

amusement outfits have erected their tents near the Exposition building, in-

cluding the merry-go-'round from Salt-

air beach, and there is now a steady

stream of exhibits of various kinds,

sivles and descriptions pouring into

the grounds. The directors have every

The street railway company is com-

from Fifth West street, and a feature

of the work is the loop at the entranc

to the grounds which will avoid all switching, or shifting of trolley, the

motorman and conductors remaining

at their stations for theh round trip

unchanged. This arrangement will also

An array of vaudeville attractions

has been provided for the state fair also special trick bicyclists and wrest-

fing exhibitions, in which the Turk will appear. The fair will officially open

at 1 p. m., Tuesday next, the races be

ginning at 1:30 o'clock. An immen

ments are up to date.

number of stalls, including those for

xhibition of cattle are numbered

The state fair grounds present a and dining rooms and bar. The former is provided with a long counter at cene of activity these days, as preparations are being rushed for the nich several score of people can con rtably sit and chew the adamantir pening of the annual exhibition which omes on the 30th inst. The buildings ndwich and hickory wood pip. ning room will accommodate easily people, and the bar beyond is 16x3 are all up, the electric light system is complete, and the race track will be ample enough for the spirituously sty. A feature of the dining room in condition to suit the most fastidious the display of photographs, and side side appear large views of the first buse built in Salt Lake City, in 1847 horseman before the first event is called. The gateway for visitors is being painted the prevailing color, yeland the mansion of W. S. McCornick low drab, and has three entrance ways, which ought to accommodate almost as large a crowd as may try to get in HALF MILE RACE TRACK. The half mile race track has been A broad, cross plank walk leads to the main exposition building, already dehe object of special attention from rest Empey and the directors of the talled at length in the papers both pictorially and in descriptive. This is a \$70,000 structure of 78x163 feet dimen-A. & M. society and while it is no et made as fast as it will be by Tue sions, and 44 foot in the clear; of the Spanish renaissance style of architec ipe, and the horsemen using it ar atly pleased. Besides the capaciou ture and of metallic lath and cemen construction, with trellise elaborations over the entrances which add greatly to the attractiveness of those parts of rand stand, a rustic stand, somewhat the pattern of an army post band stand, has been erected across the track from the grand stand for the us the building. Flag poles braced at an angle from the exterior walls will fly handsome pennants which will add much to the beauty of the architecturof the judges and race officials. 'entire track is carefully fenced in both sides. The stalls for the horses are on the far side of the course, where

Within the building is bustle and great activity. Electric light operatives have hung 21 arc lamps of the latest pattern from the open trussed roof. and the numerous incandescents being hung by the management and by exhibitors promise to make the scene one of uncommon brilliancy at night. Then the entire grounds are so well rovided with arc lamps economically located that there need be no complaint about lack of lighting facilities. The painting of the interior in light colors ends cheerfulness to the general view. The arrangements of the stands for exhibitors have hardly gone far enough for anything in the line of descriptive beyond noting a few general features. The Z. C. M. I. has an arched stand beng completed of an elaborate design. have silvered, incandescent lighted reflectors, and a generous dis-play of decorations to set off more handsomely the contents of the stand. Then the Bear River Canal company is making extended preparations for a pretentious display which shall give a good idea of the wonderful work being cone by that company in the northern part of the state, and Daynes Music company will rival some of the apart-ments in section 1 of the Chicago world's fair. Both walls to the northwest are equipped with box frames for the display of the fruits for which this state has long been noted. There are numerous large show cases scattered around waiting to be placed in position, and enough fragmentary pieces of frame work to show that every foot of floor space will be occupied to its fullest extent. The band stand is placed just inside the rear entrance and in full view of the entire hall are four entrances to the main build-ing, so that exit will be asy. There is a great rush of exhibitors for the few days prior to the opening, every effort is being made to have the exposition all ready next morning. Men are working night and

THE GRAND STAND.

A cinder path leads from the rear entrance of the main building to the rear of the grand stand on the race This great stand is a double affair capable of seating several thousand people, and the space in front-just nside the track fence is large enough Beneath, and projecting from the rear I crowd promises to be in attendance.

PRESIDENT SMITH'S TOUR.

He and Party Still Holding Meetings

In Southern Utah.

querville holding meeting there at 7:30.

All the brethren of the party spoke,

viz.: President Lund, Bishop Preston,

Elders A. Winter, H. M. Smith, John

Henry Smith and President Smith. The meeting was a protracted one, but was

thoroughly enjoyed by the Saints.
Yesterday morning( Sept. 24) an early

start was made from Toquerville for Kanarra, about 25 miles distant over a

rough road. A short stop was made at Bellevue, and Kanarra was reached

at 1 o'clock. Meeting was held at 2 o'clock, and President Smith had all

the members of the party, sisters as

the meeting all present shook hands with Presidents Smith and Lund. Apos-

tles John Henry Smith and H. M. Smith, and Bishop Preston.

It was after 5 o'clock when this was concluded, and the party immediately

concluded, and the party immediately left for Cedar City. At Kanarra, at Hamilton's Fort, and at Cedar the Sunday school children were out to greet the President on his

arrival; but unfortunately the party did not arrive at Cedar until dark,

and there was disappointment on both

This morning Presidents Smith and

Lund and the other visiting brethren and sisters attended devotional exer-cises at the University Normal school

here, and, on the invitation of Princi-

pai N. T. Porter, Presidents Smith and Lund, Elders John Henry Smith and

H. M. Smith and Bishop Preston made

brief addresses to the students, con-

well as brethren, speak. At the close

Special Correspondence.

canyon and contains some grand scen-

DIED AT THE ASYLUM. At 7 p. m. meeting was held in the Mrs. Katherine Bowman, Committed le here, which was crowded From Salt Lake, Passes Away. President Smith spoke at length to the people, pointing out, among other things, the splendid material resources A telephone message was received by within reach of Cedar and advising that they be utilized and developed for the County Clerk James today from Dr. Hardy, superintendent of the insane improvement of the sity and for beau-tifying and adding to the conveniences of the homes of the people. Bishop Preston spoke along the same lines. asylum at Provo, informing him of the death of Mrs. Katherine Bowman, who was committed to that institution from President Lund referred in words of this county by Judge Bartch on Jan. high commendation to the normal school, as President Smith did also in The unfortunate woman was about 59 years of age and the cause of death was general debility. She has his remarks, and then touched upon the way in which our missionaries go out into the world to preach the Gospel a son residing in Germany and a daughter, about 18 years of age, rewithout any compensation, while the missionaries of other sects demand pay siding in this state. An attempt will be made to locate the relatives of the for their services.

Elder Hyrum M. Smith dwelt upon deceased woman. If unsuccessful, she will be buried at the expense of the

the subjects treated by the speakers named, and Elder John Henry Smith spoke briefly on the wisdom of young people marrying those of their own faith.

The weather is delightful, and the health of President Smith and his associates is excellent, notwithstanding the fatiguing journeys made the past The people everywhere are exceedingly happy to greet the brethren, and rejoice in listening to thir teachings. Cedar City, Sept. 25 .- President Smith and party spent Tuesday night at To-

FRIDAY'S RECITAL.

Largest Crowd of the Season at the Tabernacle Yesterday.

The largest crowd of the season heard the organ recital at the Tabernacle last evening. Mrs. A. D. Melvin, of Washington, D. C., was the soprano who so thoroughly delighted her hearers by her rendition of "Ora Pro No-bis" (Picillomini) and was compelled to give an encore, giving for this numa verse of "Home, Sweet Home, in heartfelt style. The organ selections were Chopin's Funeral March, chorus from "Oberon" (Weber), "Canzonetta" (Godard), and the overture to "William Tell." The last named seemed to be the most popular number and was very well received. The order was remark ably good considering the large at-tendance, and the recital was voted a pronounced success.

FOOTBALL MATCH.

This morning at 10 o'clock the Grant Juniors and the Diamond Buckers football teams met on the ball park to settle a dispute as to which was the best was decided in 40 minutes hard work that the Grants were the best. This is the fifth game this season in which the Grants have been victorious and will challenge any 80 pound team in the state. The line-up

gratulating them on being connected with such a splendid institution and with such a splendid institution and encouraging them in their educational efforts. The district school was next visited, and there the brethren shook hands with all the children.

This afternoon the party drove up Coal Creek canyon and looked at some of the coal beds there. The ride was thoroughly enjoyed; for it is a beautiful was as follows: C. Pettit .....q. b.......Rouse F. B. Myers. ...l. h......Hull, R. H. Myrdock ......l. g..... ... Smith. R. Johnson ... ... r. t .... Tallas, L. T

Coach, Mingarten. Score, 30 to 0.

# IN SALT LAKE.

Distinguished Congressman Here On His Way to California.

WILL NOT DISCUSS TRUSTS.

The Man From Maine" Prefers to Leave That With the Judiciary Speaks of Prosperity.

Congressman C. E. Littlefield of Rockland, Me., a member of the judiclary committee of the house, a candidate for the speakership of the house and one of the most prominent Republicans and most able political speakers in the country, is a guest with Mrs. Littlefield, at the Kenyon hotel, en route to California, where Mr. Littlefield will take an active part in the coming campaign. It is Mr. Littlefield's judiciary committee that will give extended consideration the coming session, to the Trust question, and in a pleasant talk this noon with a "News" reporter, he stated that as long as his committee was yet to consider the matter, he did not feel warranted in making any statements or giving any opinion on the merits of the case, be-yond saying that the committee would handle it carefully and thoroughly, and when the report is made it will cover the ground. Whether there wil be any hearing before the committee, has not yet been decided, although some of the labor unions may desire to be heard. To what extenlocumentary evidence will be offered could not be indicated either. Mr. Littlefield spoke encouragingly of the prosperity of the nation at lage

and of the enormous crops which have come to maturity and are about to b New York money market by the move ment of money west to "move the crops" which he did not think was at all serious. In the matter of politics the distinguished visitor said the outlook was highly favorable for the Republican party, and he had no hesitation in saying that the House of Representatives would be even more strongly Republican in the next Congress than at present. He was much interested in Utah polites, and hoped that the Republican congressional candidate would be successful. He hoped there would be no division in the party to endanger the success of the ticket, and said it was of importance that every avenue of possible defeat should be closed up everywhere in the country While the Republicans are now in the ascendency by a majority of 40, if close districts are not well guarded, enough Democrats may slip in to endanger the Republican majority. Mr. Littlefield said that everything looked dent Roosevelt for the presidency of the Republican ticket next summer, and his triumphal election the ensuing fall.

Mr. Littlefield said that he had never been this far west before, and was much pleased with the Rocky mountain country. He had just visited the Tab-ernacle with whose vast audience room he was much impressed, but he regrets that he had no chance to hear the great organ. He and Mrs. Littlefield are "doing the town" this afternoon, and they leave for the west tomorrow morning. Congressman Sutherland is a particular friend of Mr. Littlefield, and the latter did not hesitate to express a high opinion of the Utah representa-

BURDELL STOLE WHISKY.

Thomas Burdell pleaded guilty to the charge of petit larceny in Judge Tanner's court this afternoon. The fellow stolen five bottles of whisky from a Second South street saloon, Judge Tanner sentenced him to 60 days at hard labor. The man was arrested by Offi-

A Disastrons Bear Hunt.

Seattle, Sept. 27,-Mayor Thomas J. Humes, while following a bear last Thursday afternoon in the woods north of Lake Washington, slipped and sprained his ankle. A storm came on and the mayor lost his bearings. He slept in a hollow log Thursday night and last night. He was unable to travel much Friday owing to his ankle. His only food was huckleberries. A searching party left Seattle early this morning and found the mayor almost im mediately. He was brought down the his home. His physicians are now attending him. He is suffering consider. ably from exhaustion, but no fil ef-fects are expected from his experience.

Supt. Cooley Remains in Chicago. Chicago, Sept. 27 .- Supt. Cooley of the Chicago public schools, announced to-day his decision to remain in this city The authorities of the University of Washington at Seattle recently tenta tively offered Supt. Cooley the dency of that institution, which offer Cooley has had under advisement until today when a letter of declina-tion was sent the officials of the west-

Stromboli's Grand Eruption. London, Sept. 27 .- A special dispatch (

ern university.

from Rome, after confirming the reports that Stromboli has been in full eruption for some time, says: The night scene was grand, but terrifying, lava streamed down the moun-tain sides seaward, while huge boulders were hurled from the crater height, falling into the sea fully two and a half miles from the shore.

"The director of the observatory at Mount Ætna says there has been earthquake in Sicily, but that probably there has been a submarine eruption between Stromboli and Sicily. "One hundred and fifty corpses have been recovered at Modica.
"Hundreds of victims were drowned

in the open country."

Prest. Roosevelt Still Improving. Washington, Sept. 27.-President

factory to his physicians. Census of Philippines Ordered.

Washington, Sept. 26.—President Roosevelt has signed the order providg for the taking of a census of the Philippines in accordance with the terms of the Philippine act, passed at the last session of Congress and upon the certificate of the Philippine com mission that the insurrection has been

# Headless Body Of a Man Found

In a Chinese Restaurant in New York-Head Was in a Fuznace-Blood Stains All Over the Place-Police Make Six Azzests-One of Suspects Gives Them Some Very Valuable Information.

New York, Sept. 27.-The headless ! and hude body of a man was found tolay at 38 West Twenty-ninth street, a building occupied by a Chinese restaurant. Six arrests have been made.

went to the station house nearest the place this morning and complained of bad smell from the building in West Twenty-ninth street. They said there vas a terrible odor. Several detectives building and found the body. The head the place. Close by, under a pile umber, Thomas Tobin, a waiter, was ound feigning sleep, according to the colice. There was a fire in the furnace which the police say was extinguished with a few pails of water. Then, with long bar, they pulled the charred

Tobin is under arrest on a serious

Police Capt. Sheehan went to the upper part of the building, which is known as the Empire hotel, and arrested four men and a woman as wit. The building is a three-story, shabby

oking, brown stone structure, close It is said that a suit of clothes, a vest. with a mackintosh, and a shoe were found in the furnace.

Blood stains were found in the cellar which leads to the belief that a murder was committed there and the body tak-en to the furnace, which is near. It is said that one of the men arrested named McEnerney has given the police some valuable information and has hinted that he saw part of the tragedy.

The dead man is said to have been a patron of the place. The odor of the burning flesh was perceptable, it is said, a block away.

### FOUR MEN PERISH IN R. R. WRECK

Accident Occurred at Rawlins, on the Union Pacific-Among Victims are Engineer and Fireman—Former Pinned Under Tank and Talked with Friends, Finally Succumbing.

wreck that took place here at 1 o'clock Welsh, fireman, Rawlins, John Patnoe, pinned down by the end of the tank resting on his legs and for several rescuing party, but he was finally over- way

necessary to raise both the tank and locomotive to get at his body. It is the ill-fated train and as none have been seen about the wreckage it is feared they were either killed outright or were burned to death. The Rawlins fire department succeeded in extinguishing the fire and saved about onehalf of the 14 cars that were piled up. of the airbrakes to work on the eastbound fruit special and no one is held responsible. The train came into the yard at lightning speed and crashed into a switch engine before the crew a conversation with members of the of the latter had time to get out of the

# A FAMOUS SWIMMING FEAT.

A South Sea Islander, Capsized in a Canoe off One of the Hawaiian Islands, Swims Eight Miles to Shore-One of the Men Who Remained in Canoe Was Drowned.

Honolulu, Sept, 20, via San Francisco, company to compromise the appeal in the case of the United States against Sept. 27.-The members of the senate committee on Pacific islands and Porto Rico completed the hearing of testimony for the present in Honolulu last Tuesday and sailed for Hilo Wednesday morning. On Tuesday evening Delegate and Mrs. Wilcox gave a luau or native feast in honor of the senatorial party. All the members of the committee and the ladies of their party were among the guests which numbered about 200. Senator Burton of Kansas took Mrs. Wilcox to table and proposed the first toast of the evening, which was to Queen Lilluokalani, the toast to the president of the United States being proposed by Delegate Wilcox some

The eruption at the volcano of Kiauea is reported to have broken out Last week the activity subsided suddenly. On the night of Sept. 17, however, the fire suddenly arose in the rater pit of Halemaumau in the large crater if Kilauea. The lava rose very

The offer of the Honolulu Plantation to land on Molokai.

of Aug. 29 to fish. Their cance was capsized by the wind. They righted the canoe and two of them got into it but as the water had not all been bailed out the canoe sank low in the water with them. Tabekai, the third man, decided there was no room for him in the cance, so he struck out and swam to shore, a distance of eight miles. This is a remarkable feat and was equalled only in the old days when the Ha-walians were famed for their prowess in the water. Tarurm, one of the men who remained with the canoe, was drowned in the breakers while tryice

the plantation company to condemn a 32-year lease to 561 acres of land at

Pearl harbor, desired by the govern-

ment for use as a naval station, has

been rejected by the naval officials, and J. J. Dunn, the assistant United States

attorney, will proceed to San Francis-co next week to fight the appeal taken,

by the government from the judgment of \$105,000 awarded the plantation com-

Three South Sea islanders went in a

small cance from Maui on the morning

HILL DISCOURSES ON IN-DUSTRIAL COMBINATIONS

St. Paul, Sept. 27 .- In an address at the Grant county fair at Elbow Lake last evening, Prest. J. J. Hill of the Great Northern railway and Northern Securities company, said:

'Your chairman said that there are great many people apprehensive of the great industrial enterprises which are being carried on and well they may be. There are so-called industrial enterprises whose only industry is ing printing presses to print shares of stock. I tell you if there is no harm in an enterprise, if there are five or 10 of them that are good there is no bad in them, and when you put them together But if the object is to get something not belong to them; to get money out of another man's pocket, the money he has worked for, and put into their own-if that is the object, it is all wrong, but some of these great enterprises are absolutely sound and right. Continuing, Mr. Hill said:

Some people advocate, our president advocates turning everything over to Congress. What sort of a Congress would we have after a while, if all the business of the country were turned over to it? I think they would be do-ing business in the hall of Congress. but the business they would do would district, from which he has just reot bring business to you that you I think I should hold every man responsible for himself and his own ts. If he does wrong punish him owns everything in the camp. They he does right, protect him. When permit the men no privileges and allow that is done those questions will take

are of themselves."

Mr. Hill told how his efforts toward Mr. Mayer declared, on what their emcducing rates on grain had been bwarted by the consolidation of the ake boats in making a corresponding

What did we do then " said Mr. the elevator business at Buffalo, but | contest.

we had to in order to keep the other elevators from over-charging and working other extortions. As a result the elevator charges of Buffalo are now half a cent a bushel where it was 11/4 cents.

English Tobacco War Ended. London, Sept. 27 .- The tobacco war has been ended by the amalgamation

of the American and British interests.

An official statement covering the de-tails and subscribed by the officers of both combines will be given out later. J. H. Rosenthal of Butte Dead. Butte, Mont., Sept. 27 .- Joseph H. Rosenthal, a well known pioneer, is dead here of a complication of diseases. He was born in Poland 64 years ago and is survived by a wife and two sis-

ters, Mrs. M. I. Schilinger of Los Ange-les and Miss May Rosenthal of San Francisco. He came to Montana 45 years ago. At Butte one of his board-Timothy Kelly, could not pay his ill and against his wishes, Rosenthal interest in a mine which afterwards developed into one of Butte's largest producers and Rosenthal realized a for-

Bad Conditions in Fernie, B. C. Butte, Mont., Sept. 27.-President Mayer, of the Western Federation of

tune through stock forced upon him.

Miners, said here today that the condition of the camps in the Fernie, B, C., turned, is as bad as Siberia. Mr. Mayer vent to Fernie to investigate labor conditions. He says the mining company

ployes shall read. D. M. Ferry Withdraws.

Detroit, Mich., Sept. 27.-Dr. E. B. Kennedy, manager of Dexter M. Ferry's campaign for the United States senate, announced this afternoon that Hill. "We built six schoopers to carry grain from Superior to Buffalo, and the other boats have not declared a dividend since. We did not want to go into

#### Maho has 1,736 pensioners, amount PM \$221,888.

bount paid them, \$121,419.

[Special to the "News."]

Washington, D. C., Sept. 27 .- The

missioner of pensions' report shows

te number of pensioners in Utah for

ts fiscal year just ended was 886;

#### MRS. HOLSTON DEAD. Afriend of the Elders Passes Away In Tennessee.

Apotle Rudger Clawson received from the south this morning of the death at Chattanooga, Tenn., Sept. Mill, of Mrs. Henry Holston who, th her husband, lived at Barnell stathe in Georgia at the time of the mar-thom of Elder Joseph Standing, and enaded the hospitality of her home to the Elders during that trying period. Though not members of the Church, Mr. and Mrs. Holston saw that the mistimeries wanted for nothing, and when the friends were afraid to take them h because of the hostility of the mob. the worthy people came to their asisance and did everything to alleviate beir pain and suffering. Apostle Claw on looks back with much satisfaction upon the kindness of these people and that they shall in no wise lose Getted in time of dire need.

#### THE CITY'S HEALTH. Several Cases of Scarlet Fever Report. ed-Births and Deaths.

For the week ending Sept. 27 there were reported to the board of health 23 birth, 11 of which were males and 12 females. The deaths for the same perlod were 16 males and 12 females. Eight bodies were shipped away for internent at other places and 4 were prought here for burial.

At the close of last report there were 12 cases of scarlet fever in quarantine.
During the week 14 new cases developed and 4 were released, leaving 23 cases at the close of this report. Of diphlast week Six new cases were report.

"By o ast week. Six new cases were reported during Six new cases were report-having been released, left 8 cases in the city. No new cases of smallpox

The girl.

"By order of the Commander-in-Chief,

CHAS, S. BURTON,

Adjutant General.

Norman W. Lowe, resigned; Ola, Boise county, John T. Glenn, vice Benj. F. St.epard, removed. having developed and I having beer discharged, left three cases in deten-tion, I less than the week preceding. In addition to the above, there were 2

Wyoming 883 pensioners; amount

Idaho pensions granted, origina! George E. Ellis, Port Hill, \$6,

Idaho postmasters appointed-Lowe, Idaho county, Arthur P. McBoyle, vice

Widows'-Sarah P. Simpson, Rath-

#### cases of typhoid fever and three cases of chickenpox reported. CATHERINE CORLESS DEAD. Venerable and Respected Pioneer Pass-

Catherine Corless, widow of the late Edward Corless, and one of Utah's early settlers, passed peacefully to rest this morning at 4 o'clock at the residence of her son Thomas, 25 west Seventh South street, at the advanced age of 95 years. Deceased was born at Lancashire, England, Dec. 13, 1807. She joined the Church in early days and moved to Nauvoo, where she shared the persecutions and privations with the Saints, and with her husband and family emigrated to Utah in 1848. She was an earnest and consistent Latter-day

invited to attend.

The following order was issued today "Commanding officers of organizations that have received an issue of

City, will carefully prepare the arti-